

EXHIBIT AND WITNESS LIST – CONTINUATION

ANTHONY E. MALUSKI, PLAINTIFF, INTERVENOR-DEFENDANT v. U.S. BANK, N.A., AS TRUSTEE, DEFENDANT, PROPERTY ASSET MANAGEMENT, INC., INTERVENOR-PLAINTIFF					CASE NO. 4:07-CV-00055
PLF. No.	DEF. No.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS
	D3				Loan Processor Notes, 0003-0004
	D4				Loan Distribution Record, 0012
	D5				Funding Checklist, 0014
	D6				Settlement Statement, 0015-0016
	D7				Payoff Quote, Source One Mortgage, 0019-0020
	D8				Payoff Information, F. B. Jones, 0021-0022
	D9				Specific Closing Instructions, 0026-0030
	D10				General Closing Instructions, 0031-0040
	D11				First Lien Letter, 0041
	D12				Supplemental Instructions to the Closing Agent, 0042
	D13				Instructions to Settlement Agent for Completion of Itemization of Amount Financed, 0043
	D14				Texas Home Equity Closing Instructions, 0044-0045
	D15				Release of State Tax Lien, dated 10/02/2008, 0055
	D16				Correspondence from Anthony E. Maluski, dated 6/25/1999, 0056
	D17				Correspondence from Anthony E. Maluksi, dated 5/27/1999, 0058
	D18				Notice of Federal Tax Lien, dated 5/17/1999, 0059
	D19				Payoff Quote from Global Financial Services, 0060
	D20				Texas American Title Company Disbursement Sheet, 0061
	D21				Certificate of Release of Federal Tax Lien, dated 7/02/1999, 0062-0063

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PLF. No.	DEF. No.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS
	D22				Release of Lien by Felix Jones, dated 6/30/1999, 0064-0065
	D23				Deed of Release by Chase Mortgage Company, dated 9/09/1999, 0067-0068
	D24				Copies of disbursement checks from Texas American Title Company, 0069-0078
	D25				Alamo Title Insurance Policy, 0079-0086 & 0107-0121
	D26				Texas Home Equity Security Instrument, 0087-0097
	D27				Texas Home Equity Adjustable Rate Rider, 0098-0100
	D28				Texas Home Equity Affidavit and Agreement, 0101-0106
	D29				Texas Home Equity Adjustable Rate Note, 0122-0127
	D30				Affidavit as to Debts and Liens, 0148-0149
	D31				Correspondence from Anthony E. Maluski to Kim Hyde, not dated, re: closing, 0150
	D32				Information Sheet, dated 6/25/1999, 0151
	D33				Correspondence from Anthony E. Maluski to Kim Hyde, dated 6/25/1999, re: loan proceeds, 0157
	D34				Funding Worksheet, 0160
	D35				Disclosure to Borrower About Shanks, Tritter & Associates, P.C., 0170
	D36				Loan Agreement Notice, 0171
	D37				Discount Point Acknowledgement, 0172
	D38				Acknowledgement as to Fair Market Value, 0173-0174
	D39				Owner's Closing Receipt, 0175
	D40				LIBOR 6-MONTH ARM Notice, 0176

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PLF. No.	DEF. No.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS
	D41				15 YEAR LIBOR 6 MONTH Notice, 0178-0179
	D42				30 YEAR LIBOR 6 MONTH Notice, 0180-0181
	D43				Truth-In-Lending Disclosure, 0182
	D44				Itemization of Amount Financed, 0183
	D45				Good Faith Estimate, 0184
	D46				Notice of Right to Cancel, 0185-00186
	D47				Waiver Agreement, 0187-0188
	D48				Borrower's Affidavit and Agreement, 0189-0191
	D49				Errors and Omissions Correction Agreement, 0192
	D50				Occupancy Statement – Primary Residence, 0193
	D51				Flood Insurance Authorization, 0194-0195
	D52				Insurance Authorization, 0196
	D53				Hold Harmless Agreement for Encroachments, 0197-0198
	D54				Appraisal Disclosure, 0203
	D55				Equal Credit Opportunity Act, 0204
	D56				Servicing Disclosure, 0205
	D57				Notice to Borrower Not in a Special Flood Hazard Area, 0206-0208
	D58				Uniform Residential Loan Application, with Addendum 0211-0216
	D59				Marital Status Affidavit, 0217

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PLF. No.	DEF. No.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS
	D60				Liability Payoff Statement, 0218
	D61				Copy of check from Texas American Title Company payable to IRS, dated 7/2/1999, 0228-0229
	D62				Correspondence from Anthony E. Maluski to Amy Labus, dated 5/27/1999, 0241
	D63				Disbursement Sheet, dated 7/09/1999, 0249
	D64				Wire Transfer Record, dated 6/30/1999 for \$2,070.45, 0250
	D65				Wire Transfer Record, dated 6/30/1999 for \$114,472.01, 0251-0252
	D66				Texas Home Equity Assignment of Security Instrument, OLS 129-130
	D67				Transfer of Lien
	D68				Notice of Default, dated 8/15/2005
	D69				Title Search Report, OLS 088-090
	D70				Settlement Statement, stamped Revised, OLS 100-101
	D71				Correspondence from Ocwen to Anthony Maluski with Notice of Default, dated 3/25/2005, OLS 116-118
	D72				Notice of Default, dated 12/16/2004, OLS 119-120
	D73				Correspondence from Ocwen to Anthony Maluski re: Alternatives to Foreclosure, dated 1/21/2005, OLS 121-122
	D74				Correspondence from Ocwen to Anthony Maluski re: Early Intervention, dated 12/27/2004, OLS 123
	D75				Correspondence from Ocwen to Anthony Maluski re: Early Intervention, dated 6/22/2004, OLS 124
	D76				Notice of Default, dated 6/15/2004, OLS 125-126
	D77				Notice of Default, dated 10/17/2003, OLS 127-128

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PLF. No.	DEF. No.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS

	D78				Correspondence from Anthony Maluski to New Century Mortgage Corporation re: Credit Report charge, OLS 379
	D79				New Century Data Audit Sheet, OLS 380-381
	D80				New Century Wholesale Funding Control, OLS 382-383
	D81				New Century Wire Request Form for Credit, OLS 384
	D82				Funding Acknowledgement as to Fair Market Value of Homestead Property, OLS 416
	D83				Correspondence from New Century to Anthony Maluski re: pre-disclosure documents, dated 6/8/1999, OLS 463
	D84				Funding Conditions, OLS 546
	D85				New Century Underwriting Documents, OLS 547-625
	D86				Uniform Residential Appraisal Report, OLS 626-636
	D87				Invoices for attorneys' fees

Respectfully submitted,

By: /s/ Mark D. Cronenwett

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ATTORNEYS FOR DEFENDANT

CERTIFICATE OF SERVICE

The undersigned certifies that on the 26th day of November 2008, a true and correct copy of the foregoing document was delivered via ECF notification to the counsel of record listed below.

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